

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

KELLY GOOLEY,

Plaintiff,

v.

1:04-CV-406

COMMISSIONER OF SOCIAL SECURITY,

Defendant.

APPEARANCES:

OF COUNSEL:

NILES, PILFER & BRACY
Attorney for Plaintiff
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Plattsburgh, New York 12901

JOHN F. NILES, ESQ.

HON. GLENN T. SUDDABY
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Northern District of New York
Attorney for Defendant
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WILLIAM H. PEASE, ESQ.
Assistant United States Attorney

NORMAN A. MORDUE, DISTRICT JUDGE

ORDER

The above matter comes to me following a Report-Recommendation by Magistrate Judge David R. Homer, duly filed on the 28th day of December, 2005. Following ten days from the service thereof, the Clerk has sent me the file, including any and all objections filed by the parties herein.

After careful review of all of the papers herein, including the Magistrate Judge's

Report-Recommendation, and no objections submitted thereto, it is

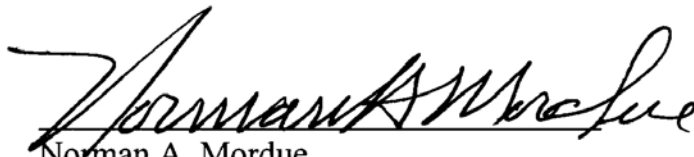
ORDERED, that:

1. The Report-Recommendation is hereby approved.
2. The Clerk of the Court shall serve a copy of this Order upon all parties and the

Magistrate Judge assigned to this case.

IT IS SO ORDERED.

Dated: January 18, 2006
Syracuse, New York


Norman A. Mordue
U.S. District Judge